

Message Text

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PAGE 01 STATE 312727
ORIGIN L-03

INFO OCT-01 EA-09 ISO-00 CU-04 /017 R

DRAFTED BY L/M:HFSHAMWELL:MFM
APPROVED BY L/M:KEMALMBORG
CU/ARTS - MR. SOLMSEN
EA/PRCM - MR. MCMANN
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FM SECSTATE WASHDC
TO AMCONSUL HONG KONG

UNCLAS STATE 312727

E.O. 11652: N/A

TAGS: PDIP

SUBJECT: GIFT OF ART BOOKS

REF: HONG KONG 13665

1. REFTEL REQUESTED PERMISSION TO ACCEPT AND RETAIN GIFT OF CHINESE REPRODUCTIONS TENDERED TO CONGEN BY MR. FONG YUN-WAH. BASED ON INFORMATION PROVIDED, DEPT. HAS NO OBJECTION TO CONGEN'S ACCEPTANCE OF GIFT ON BEHALF OF USG.

2. FOR PRESENT AND FUTURE REFERENCE, GIFT IN QUESTION FALLS UNDER 2 FAM SECTION 371.4, NOT 3 FAM 621.7. LATTER SECTION RELATES TO GIFTS FROM FOREIGN GOVERNMENTS AND THEIR REPRESENTATIVES. FORMER SECTION REFLECTS, IN PART, DEPT'S AUTHORITY UNDER SECTION 1021 OF FOREIGN SERVICE ACT TO ACCEPT UNCONDITIONAL AND, IN SOME CASES, CONDITIONAL GIFT. CONGEN IS FURTHER DIRECTED TO CIRCULAR AIRGRAM A-2545, MAY 18, 1976, COMMUNICATING SPECIFIC INSTRUCTION ON HANDLING OF GIFTS TO POST WHICH ARE DESIRED TO BE RETAINED
UNCLASSIFIED

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PAGE 02 STATE 312727

FOR OFFICIAL PURPOSES. THAT AIRGRAM ADVISES THAT POSTS MAY ACCEPT DONATED WORKS OF ART AS LONG AS "OFFICIAL FUNDS, IF AVAILABLE, COULD BE USED FOR THE SAME PURPOSE." IT ALSO PROVIDES THAT ALL PERSONAL PROPERTY, RECEIVED FOR USE BY THE POST SHOULD BE FULLY RECORDED: "THE RECORD IS TO INCLUDE: NAME AND ADDRESS OF DONOR; INDICATED USE (IF ANY);

NATURE OF ITEM; VALUE (IF KNOWN); AND DISPOSITION. SUCH
RECORDS ARE TO BE KEPT IN ACCORDANCE WITH 6 FAM 220 AND
230, AMONG OTHER THINGS SO THAT THE DONOR IF HE OR SHE
WISHES, MAY VERIFY A TAX-DEDUCTIBLE GIFT TO THE DEPARTMENT
OF STATE."
ROBINSON

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